

**MINUTES OF COUNCIL MEETING
DECEMBER 9, 2004
6:30 P.M.**

The Murray City Council met in regular session on Thursday, December 9, 2004, at 6:30 p.m. in the Council Chambers of City Hall, with Mayor Rushing presiding.

Council Members Present: Bill Adams, Lance Allison, Rita Henley, Tommy Sanders, Jane Brandon, Danny Hudspeth, Pete Lancaster, Doris Parham, Hugh Massey, Jay Morgan, and Bill Wells.

Council Members Absent: Dan Miller.

Staff Present: Don Elias, Ken Claud, Clayton Hendricks, Ricky Stewart, J. L. Barnett, Philip Morris, Matt Mattingly, David Roberts, Candace Dowdy, Gail Mullins, Don Rogers, Don Leet, Warren Hopkins, and Harla McClure.

Minutes of the council meeting held November 22, 2004, were presented for approval. **Mr. Sanders moved, seconded by Ms. Parham,** to approve the minutes as written. With no discussion, Mayor Rushing called for a voice vote, which was unanimous in favor of the motion.

Ordinance Number 2004-1363 an Ordinance repealing Chapter 90 of the City of Murray Code of Ordinances, which established the minimum regulations governing the conditions and maintenance of animals by providing the standards for supplies, food, and shelter, and other physical needs and conditions essential to ensure an animal's well being and safety was presented to the council for a second reading. **Ms. Henley moved, seconded by Dr. Morgan** to adopt said Ordinance.

With no discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: Lance Allison, Rita Henley, Danny Hudspeth, Doris Parham, Jane Brandon, Bill Adams, Pete Lancaster, Tommy Sanders, Hugh Massey, Jay Morgan, and Bill Wells.

NAYS: None.

Mayor Rushing declared Ordinance Number 2004-1363 adopted on the second reading and recorded in Ordinance Book 6, Page 105.

Ordinance Number 2004-1364 an ordinance rezoning property located at 318 S. 9th Street from R-2 (single family residential) to PO (professional office). Said property is owned by Dan Miller. **Mr. Sanders moved, seconded by Ms. Henley** to approve said ordinance on the first reading.

Mr. Hudspeth stated that he wanted to know why a neighbor's concerns about screening were not addressed. David Roberts, Director of Planning and Engineering stated screening is a factor that is addressed by the Board of Zoning Adjustments; however, there are specific requirements that have to be met when a business is adjacent to residential areas.

With no further discussion, Mayor Rushing called for the roll vote which is recorded as follows:

AYES: Lance Allison, Rita Henley, Danny Hudspeth, Doris Parham, Jane Brandon, Bill Adams, Pete Lancaster, Tommy Sanders, Hugh Massey, Jay Morgan, and Bill Wells.

NAYS: None.

Mayor Rushing declared Ordinance Number 2004-1364 approved on the first reading.

The following **Consent Agenda** was presented for approval.

Municipal Order 025-2004 reappointing Marc Peebles to the City of Murray Planning Commission for a four year term to expire January 1, 2009.

Municipal Order 026-2004 reappointing Richard Vanover to the City of Murray Planning Commission for a four year term to expire January 1, 2009.

Dr. Morgan moved, seconded by Mr. Sanders to approve said Consent Agenda. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

The following **Consent Agenda** was presented for approval.

Municipal Order 027-2004 reappointing E. L. (Red) Howe to the City of Murray Board of Zoning Adjustments for a four year term to expire January 1, 2009.

Municipal Order 028-2004 reappointing Ed Davis to the City of Murray Board of Zoning Adjustments for a four year term to expire January 1, 2009.

Dr. Morgan moved, seconded by Mr. Massey to approve said Consent Agenda. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

The following **Consent Agenda** was presented for approval.

Municipal Order 029-2004 reappointing Jo Crass to the Cablevision Communications Commission for a four year term to expire January 1, 2009.

Municipal Order 030-2004 reappointing Brenda Rowland to the Cablevision Communications Commission for a four year term to expire January 1, 2009.

Mr. Wells moved, seconded by Mr. Lancaster to approve said Consent Agenda. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized Danny Hudspeth and requested that he provide a report from the Public Safety Committee. Mr. Hudspeth stated that the committee discussed the following two (2) issues:

1. The curve at South 16th Street and Wiswell Road.
2. Speed limit on North 5th Street.

Mr. Hudspeth stated that Jim Taylor, a resident of the City, was present to request changes to the curve, which is the entrance to Canterbury subdivision.

Mr. Hudspeth moved, as unanimously recommended by the committee to send Mr. Taylor's requested changes to the Traffic Control Committee and the Mayor's office so that a letter may be sent to the state road department. **Ms. Henley seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mr. Hudspeth stated the committee also discussed reducing the speed limit on North 5th Street (from Olive Street to Chestnut Street) from 35 mph to 25 mph. David Roberts stated the Traffic Control Committee reviewed this request and is recommending that the 25 mph be posted. He stated comments and calls had been received by the City regarding the area because the increase in traffic and speed of the traffic. Mr. Roberts stated that there is also a lot of pedestrian traffic. He stated it is a residential area with a narrow right-of-way with parking allowed on one side of the street. He further stated the houses are closer to the street than in other areas of the City.

Mr. Roberts stated the Traffic Control Committee unanimously recommended that 25 mph speed limit signs be posted with additional patrolling.

Mr. Hudspeth moved, as unanimously recommended by the Public Safety Committee that 25 mph signs be posted from Olive Street to Chestnut Street on North 5th Street. **Ms. Henley seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing asked for a recommendation regarding the December 23rd council meeting. **Mr. Massey moved, seconded by Mr. Wells**, to cancel the meeting. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized the four council members who will not be returning for another term. He stated that they have done a good job for the City of Murray. He then presented a token of appreciation from the City to Jane Brandon, Bill Adams, Tommy Sanders, and Jay Morgan.

Mayor Rushing reminded all returning council members and the newly elected council members that the oath of office will be administered to them on December 29th, at 12:00 p.m. in the council chambers.

Mr. Wells stated the next Make a Difference Day will be January 8, 2005. He stated several people have approached him about having a shredder at that time. He stated that Brandon Collins with PRD (Purchase Records Destruction) will be at Make a Difference Day from 9:00 a.m. to 1:00 p.m. with a shredder. Individuals will be allowed to bring a maximum of 50 pounds to be shredded.

Mr. Wells also provided Make a Difference Day totals for 2004: 749 volunteer hours; 1513 eye glasses; 1315 galls of oil; 117 tons of paper; 431 inkjet cartridges; 6000 pounds of clothes; 4861 pounds of aluminum cans; and 162 cell phones.

With no further business to come before the council, the meeting adjourned at 7:15 p.m.

H. Thomas Rushing, Mayor

Attest:

Harla McClure
City Clerk